



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

1 X 2402

In Re Application of:

Richard H. Tullis

Confirmation No.: 9155

Application No.: 08/078,768

Group Art Unit: 1631

Filing Date: June 16, 1993

Examiner: James Martinell

For: Oligonucleotide Therapeutic Agent And Methods Of Making Same

EXPRESS MAIL LABEL NO: EL 999287071 US
 DATE OF DEPOSIT: July 8, 2004

EL 999287071 US

MS Appeal Brief - Patent
 Commissioner for Patents
 P.O. Box 1450
 Alexandria, VA 22313-1450

**APPEAL BRIEF TRANSMITTAL
 PURSUANT TO 37 CFR § 1.192**

Transmitted herewith in triplicate is the APPELLANT'S SUBSTITUTE APPEAL BRIEF in this application with respect to the Official Communication received from The United States Patent and Trademark Office on **June 8, 2004**.

- Also transmitted herewith:
 - Response To Official Communication Dated June 8, 2004.
 - Appellant's Substitute Appeal Brief Pursuant to 37 CFR §1.192.
 - Courtesy copies of references cited in Substitute Appeal Brief.
 - Courtesy copy of the Declaration of Dr. Sidney M. Hecht, and a courtesy copy of the Supplemental Information Disclosure Statement filed June 17, 2002.
- Petition is hereby made under 37 CFR § 1.136(a) (fees: 37 CFR § 1.17(a)(1)-(4) to extend the time for response to the Office Action of _____ to and through _____ comprising an extension of the shortened statutory period of _____ month(s).
- The fee for the Appeal Brief was paid upon filing of the initial Appeal Brief, therefore no fee is due at this time. However, if this is deemed to be inaccurate, please charge any deficiency or credit any overpayment to Deposit Account No. 23-3050

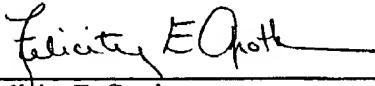
The Commissioner is hereby requested to grant an extension of time for the appropriate length of time, should one be necessary, in connection with this filing or any future filing submitted to the U.S. Patent and Trademark Office in the above-identified application during the pendency of this application. The Commissioner is further authorized to charge any fees related to any such extension of time to Deposit Account 23-3050. This sheet is provided in duplicate.

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The Commissioner is hereby requested to grant an extension of time for the appropriate length of time, should one be necessary, in connection with this filing or any future filing submitted to the U.S. Patent and Trademark Office in the above-identified application during the pendency of this application. The Commissioner is further authorized to charge any fees related to any such extension of time to deposit account 23-3050. This sheet is provided in duplicate.

Date: July 8, 2004



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